

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	8:04CR43
)	
v.)	
)	
CORNELL J. KELLOGG,)	ORDER
)	
Defendant.)	
_____)	

On August 4, 2005, defendant appeared through counsel on a motion for reduction of sentence (Filing No. 39), filed by the plaintiff pursuant to Rule 35 of the Federal Rules of Criminal Procedure. After considering the comments of the parties and after evaluating the assistance provided by the defendant, the Court finds that the government's motion for reduction of sentence should be granted. Accordingly,

IT IS ORDERED:

- 1) The government's motion for reduction of sentence is granted.
- 2) Defendant be committed to the custody of the Bureau of Prisons for a term of thirty-five (35) months. Defendant is to be given credit for time previously served under the previous Judgment and Committal Order dated October 18, 2004, which was signed and filed on October 18, 2004 (Filing No. 37).
- 3) All other terms and conditions of the Judgment and Committal Order dated October 18, 2004 (Filing No. 37), remain in full force and effect.

DATED this 8th day of August, 2005.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge

United States District Court